

MALTA

ATT Nru XVI tal-2026

ATT maħruġ b'ligi mill-Parlament ta' Malta.

ATT sabiex ikompli jemenda l-Kostituzzjoni ta' Malta u biex tiżdied id-dizabilità bħala karatteristika protetta biex tiġi eliminata d-diskriminazzjoni skont id-drittijiet u l-libertajiet fundamentali tal-individwu garantiti mill-Kostituzzjoni ta' Malta.

ACT No. XVI of 2026

AN ACT enacted by the Parliament of Malta.

AN ACT to further amend the Constitution of Malta to add disability as a protected characteristic to eliminate discrimination in terms of the fundamental rights and freedoms of the individual guaranteed by the Constitution of Malta.

Nagħti l-kunsens tiegħi.

(L.S.)

MYRIAM SPITERI DEBONO
President

28 ta' Lulju, 2026

ATT Nru XVI tal-2026

ATT sabiex ikompli jemenda l-Kostituzzjoni ta' Malta u biex tiżdied id-dizabilità bħala karatteristika protetta biex tiġi eliminata d-diskriminazzjoni skont id-drittijiet u l-libertajiet fundamentali tal-individwu garantiti mill-Kostituzzjoni ta' Malta.

IL-PRESIDENT, bil-parir u l-kunsens tal-Kamra tad-Deputati, imlaqqgħa f'dan il-Parlament, u bl-awtorità tal-istess, ħarġet b'liġi dan li ġej:-

1. It-titolu fil-qosor ta' dan l-Att hu l-Att tal-2026 li jemenda l-Kostituzzjoni ta' Malta (Emenda Nru 2) u dan l-Att għandu jinqara u jinftiehem haġa waħda mal-Kostituzzjoni ta' Malta, hawn aktar 'il quddiem imsejha l-"Kostituzzjoni". Titolu fil-qosor.
2. Fl-artikolu 32 tal-Kostituzzjoni l-kliem "twemmin, sess" għandhom jiġu sostitwiti bil-kliem "twemmin, dizabilità, sess". Emenda tal-artikolu 32 tal-Kostituzzjoni.
3. L-artikolu 45 tal-Kostituzzjoni għandu jiġi emendat kif ġej:
 - (a) fis-subartikolu (3) tiegħu l-kliem "fidi, sess" għandhom jiġu sostitwiti bil-kliem "fidi, dizabilità, sess";
 - (b) fil-paragrafu (b) tas-subartikolu (5) tiegħu l-kliem "li jirrigwardaw is-sess" għandhom jiġu sostitwiti bil-kliem "li jirrigwardaw id-dizabilità, is-sess";Emenda tal-artikolu 45 tal-Kostituzzjoni.

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(ċ) fis-subartikolu (7) tiegħu l-kliem "li jirrigwardaw is-sess" għandhom jiġu sostitwiti bil-kliem "li jirrigwardaw id-diżabilità jew is-sess".

Emenda tal-artikolu 47 tal-Kostituzzjoni.

4. Fis-subartikolu (1) tal-artikolu 47 tal-Kostituzzjoni minnufih qabel it-tifsira "korp dixxiplinat" għandha tiġi miżjuda t-tifsira ġdida li ġejja:

Kap. 627. " "diżabilità" għandu jkollha l-istess tifsira kif mogħti lilha fl-artikolu 2 tal-Att dwar il-Konvenzjoni tal-Ġnus Magħquda dwar id-Drittijiet ta' Persuni b'Diżabilità;".

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru 15 tat-22 ta' Lulju, 2026.

CARMELO ABELA
Speaker

ELEANOR SCERRI
Skrivan tal-Kamra tad-Deputati

I assent.

(L.S.)

MYRIAM SPITERI DEBONO
President

28th July, 2026

ACT No. XVI of 2026

AN ACT to further amend the Constitution of Malta to add disability as a protected characteristic to eliminate discrimination in terms of the fundamental rights and freedoms of the individual guaranteed by the Constitution of Malta.

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of the same as follows:-

1. The short title of this Act is the Constitution of Malta (Amendment No. 2) Act, 2026 and this Act shall be read and construed as one with the Constitution of Malta, hereinafter referred to as the "Constitution".

Short title.

2. In article 32 of the Constitution the words "creed, sex" shall be substituted by the words "creed, disability, sex".

Amendment of article 32 of the Constitution.

3. Article 45 of the Constitution shall be amended as follows:

Amendment of article 45 of the Constitution.

(a) in sub-article (3) thereof the words "creed, sex" shall be substituted by the words "creed, disability, sex";

(b) in paragraph (b) of sub-article (5) thereof the words "relating to sex" shall be substituted by the words "relating to disability, sex";

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(c) in sub-article (7) thereof the words "relating to sex" shall be substituted by the words "relating to disability or sex".

Amendment of
article 47 of the
Constitution.

4. In sub-article (1) of article 47 of the Constitution immediately after the definition "court" there shall be added the following new definition:

Cap. 627. " "disability" shall have the same meaning as assigned to it in article 2 of the United Nations Convention on the Rights of Persons with Disabilities Act;".

Passed by the House of Representatives at Sitting No. 15 of the 22nd July, 2026.

CARMELO ABELA
Speaker

ELEANOR SCERRI
Clerk of the House of Representatives

